PRESERVED

App. F. IX-4

Previous References

1940
193 .
( )
Legis.

File No. 25-40
Serial Nos. 4

Later References.
Legis 41-43(1+3

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. one only

Part B for May 1941

SUBJECT.

Amendments to the Mysore Moneylenders Rules

26 and 27 of 1940

No. P. 5767 Dated 14.5.41

To

WD 0573—GPB—22,500—12-9-39

The Compiler, Mysore Gazette
for publication.

D. G. & Registration for
information

C. G. Vajramani
22.5.41

Mysre Moneylenders Act and Rule – Suggestions and objections in the two Chambers

General and Revenue Secretariat | File No. of 194 . | [App. F. III-2

Serial No.

The discussions in the Legislative Council during its last session on the Moneylenders Act and Rules are put up.

These discussions as well as the representations in the R.A., and the suggestions made by the members of the R.A. disclose the following objections against the Act and the Rules:-

1. The definition of "moneylender" is vague and inadequa and should be made more explicit.

I agree. The definition of 'money lender' has to be read with the definition of 'money lending business'
BOKR 18.6.41

It is submitted that no definition of "moneylender" can be exhaustive because it is always a question of fact whether a person is a moneylender or not. The definition was therefore advisedly made in general term as meaning a person who carries on the business of mone lending. This definition has been the subject of a no. of decisions in England. The Secretariat note put up in connection with a similar representation brought up before the Assembly in 1940 is submitted for perusal.

Flag L

2. Persons lending within a certain minimum (Rs.5000/- or 10,000/-) should be exempted from the provisions of the Act and Rules.

It is submitted that the requirements of the provisions relating to interest, accounts and giving of receipts are meant to safeguard all debtors and it is immaterial what the total business of the creditor is. In fact, these provisions are intended to benefit the small illiterate debtor and such exemption would tend to nullify this intention.

I agree
BOKR.
18.6.41

NOTE—Contn. Sheet.

Serial No.

3. Loans to agriculturist and loans by females should be exempted. 3.

The onerous provisions of the Act affect only the creditor and the application of the Act should not be made to depend on the status of the debtor. Further, the agriculturist debtor requires protection from an unscrupulous creditor as much as any other.

I agree
BKR
18-4-41

Re. females, no case of harship has so far come to the notice of the Government. The fear seems to be based on a misapprehension of the definition of a moneylender. Casual transactions do not come within this

any such exemption will only tempt some unscrupulous persons to carry on their transactions in the names of their wives or other female relations
BKR
18-4-41

4. Where a person has got himself registered wrongly, the money should be refunded to him. 4.

The fee for registration is Rs.3/- for 3 years and it is open to such a person not to renew the registration. Otherwise, the Registrar will have to be clothed with judicial functions and made to decide whether a person who is registered is a moneylender or not before refunding the money to him.

I agree
BKR
18-4-41

5. Language of accounts is to be in Kannada. 5.

This point was considered at the time of framing the Rules. It was then decided that no hardship would be caused to anybody so long as the receipts and the statement of account were given to the debtor in Kannada or English. The creditor is also required to certify to the correctness of the translation. Rule 31 and Form VIII provide for this.

6. The form of account should be changed. 6.

Moneylenders Act and Rule — suggestions and Reckins by members of the L Chambers

3896 / 3895

General and Revenue Secretariat | File No. | of 194 | [App. F. III-2

Serial No.

This question was considered last year and it was ordered that the discussions in the R.A. and L.C may be watched.

It is submitted that the form must at all times indicate what the principal is and what the interest is. Appropriation of payments towards principal or interest must also be clearly indicated. It was for this purpose that the present Form replaced the original one.

Re. running accounts, they could be considered to be a loan and a subsequent operation on a current credit account. Running accounts are not for indefinite amounts but up to a stated maximum.

If any other form is used, ~~right through the defects of the account~~ it will not be possible to find out what the principal is and what the interest is and the two will always be found added together. Further, payments will not be appropriated towards interest or principal, but to a sum made up of both.

Submitted for orders.

I agree BXR 18.6.41

One 24.4.41

1) Vide- Marginal Remarks BXR 18.4.41

Law Secy)

7319 21/4

6) I agree with the above note. There is a certain amount of agitation against the form VII as it is unsuitable for running accounts. The original form VII could be suitable for such accounts and is in vogue in Assam and Central Provinces. This may be adopted for running accounts.

NOTE—Contn. Sheet.

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and the existing form VII retained in respect of single loan transactions.

8.- Rule 27 may be suitably amended.

I Member)

Hm 2 22/4/41.

The return of the Member may be awaited. Hm 2 22/4/41

BKR 22.4.41

OFFICE OF THE FIRST MEMBER OF COUNCIL APR 24 1941 No 10788.

Nll. 27/4/41

Hm 2 28/4/41.

BKR 28.4.41

A draft notification making the changes in the Rules and Forms as directed above is submitted for approval.

Om 7/5/41

For approval

BKR 8.5.41

Law Secy)

May be approved.

I Member)

Hm 2 9/5/41.

BKR 9.5.41

Nll 9/5/41

Hm 2 10/5/41

BKR 10.5.41

OFFICE OF THE FIRST MEMBER OF COUNCIL MAY 9 1941 No 11578

Issued I.S. 763 Legis 25.4.41 & 14.5.41 to the Compiler of Rules - Receiving from VII A.

25/4/60 1960 ಇ ವರ್ಷ ಅಧಿ ಸೂಚನೆ D.793

ಸಾಲು 18/9/10

ಮೈಸೂರು ಲೇವಾದೇವಿ ಸಾಕಾರ ಕಾನೂನು (Money Lenders Act) ವಿಚಾರದಲ್ಲಿ ಜಾಗ್ರತೆ ಸಲ್ಲಿಸುವ ಹಾಗೂ ವಕೀಲರುಗಳು ಶ್ರೀಮಂತರಾಗಿರುವ ಶ್ರೀ ಬಾವ್ರಿಕಿಸಿಕ್ಷಿಕ ಭೂಮಿಯನ್ನು ಖರೀದಿಸಿದವರಿಗೆ ಸಹಾಯ ವಿದವರಿಂದ ಸ್ವಾಧೀನಪಡಿಸಿಕೊಂಡವರು ಅಬ್ಬಿಗೆರೆಯ ಮೇರೆ ಶ್ರೀ ಬಾವ್ರಿಕಿಸಿಕ್ಷಿಕ ಭೂಮಿಯ ಸ್ವಾಧೀನಪಡಿಸಿಕೊಂಡವರು ಶ್ರೀಮಾನ್ ಕೆ. ವೆಂಕಟೇಗೌಡರವರು, ಅಧಿಕ ಲಸುಂಕಗಳ ಶ್ರೀಮಾನ್ ಕೆ. ರಾಮಸ್ವಾಮಿಯವರು, ಪ್ರೀಮಿಯರ್ ಪ್ರಧಾನ ಕಾರ್ಯದರ್ಶಿಗಳು ಶ್ರೀಮಾನ್ B. J. ಕೃಷ್ಣಮೂರ್ತಿಯವರು, ಬೇಲೂರು ತಾಲ್ಲೂಕು ಇವರು ಬರೆಯಿಸಿದ ವಿವರಗಳು ಈ ಕೆಳಕಂಡಂತಿವೆ.

(Collection Branch)

22/10/60

1) "Money lender" ಎಂಬ ಶಬ್ದಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ವಿವರಣೆಯುಳ್ಳವು ಪ್ರಸ್ತುತ ಈ ಕಾಯ್ದೆಯಲ್ಲಿ ಸಾಲ ಕೊಡುವವರು ಮತ್ತು ಸಾಲ ಪಡೆಯುವವರ ಮಧ್ಯೆ ಯಾವುದೇ ಸಂಬಂಧವಿದ್ದರೂ ಸಾಲ ಕೊಡುವವರು ಸಾಲ ಪಡೆಯುವವರಿಂದ ಹೆಚ್ಚಿನ ಬಡ್ಡಿಯನ್ನು ಪಡೆಯುವಂತಿಲ್ಲ ಎಂಬ ಅಂಶವನ್ನು ಸೇರಿಸಬೇಕಾಗಿ ಕೋರಿದೆ.

2) ಈಗ ಇರುವ ಸಾಲ ಪ್ರಕಾರ ಅಂಶಗಳು ಸಾಮಾನ್ಯವಾಗಿ ಎಲ್ಲಾ ವ್ಯವಹಾರಗಳಿಗೂ ಇರುವುದರಿಂದ, ವಿಶೇಷವಾಗಿ ಸಾಲ ಪಡೆಯುವವರಿಗೆ ಮಾತ್ರ ಅನ್ವಯವಾಗುವಂತೆ ಈ ವಿಶೇಷಾಂಶಗಳನ್ನು ಅಳವಡಿಸಬೇಕಾಗಿದೆ.

3) ಈ ಕೆಳಕಂಡ ವಿಷಯಗಳು ವಿಶೇಷವಾಗಿ ಸಾಲ ಪಡೆಯುವವರಿಗೆ ಅನ್ವಯವಾಗುವಂತೆ ಕಲಂ ಸೇರಬೇಕು.

A. ಸಾಲ ಪಡೆದವರು ಯಾವುದೇ ಸಾಲಪತ್ರಕ್ಕೆ ಸಹಿ ಮಾಡಿದ ನಂತರ ಸಾಲದ ಮೊತ್ತವನ್ನು ಪೂರ್ತಿಯಾಗಿ ಕೊಡುವವರೆಗೂ ಸಾಲಪತ್ರವನ್ನು ಕೊಡಬೇಕಾಗಿ ಬರುವುದಿಲ್ಲ.

B. ಸಾಲ ಪಡೆದವರು ಯಾವುದೇ ಸಾಲಪತ್ರಕ್ಕೆ ಸಹಿ ಮಾಡಿದ ನಂತರ ಸಾಲದ ಮೊತ್ತವನ್ನು ಪೂರ್ತಿಯಾಗಿ ಕೊಡುವವರೆಗೂ ಸಾಲಪತ್ರವನ್ನು ಕೊಡಬೇಕಾಗಿ ಬರುವುದಿಲ್ಲ.

C. ಸಾಲಪತ್ರದಲ್ಲಿ ಬರೆಯಲ್ಪಟ್ಟಿರುವ ಸಾಲದ ಮೊತ್ತವನ್ನು ಪೂರ್ತಿಯಾಗಿ ಕೊಡುವವರೆಗೂ ಸಾಲಪತ್ರವನ್ನು ಕೊಡಬೇಕಾಗಿ ಬರುವುದಿಲ್ಲ. ಅಂದರೆ ಸ್ವೀಕೃತಿ ಕೊಡುವಂಬದ ಪ್ರೋಮಿಸರಿ ನೋಟ್ ಆಗಿರಬಾರದು ಮತ್ತು ರೂ 5000/- ಕ್ಕಿಂತ ಹೆಚ್ಚಾಗಿರಬಾರದು.

D. ಕೊಡಬೇಕಾದ ಸಾಲದ ಮೊತ್ತವನ್ನು ಲಿಖಿತ ಪ್ರಮಾಣಕ್ಕೆ

2488

OFFICE OF THE DEWAN OF MYSORE,

Dated, 18th *1940*

Pct. No. 1239

SECY LAW DEPT. Legis. 13 OCT 1940 Hm SCRE

3/18/10

The accompanying petition addressed to the Dewan is forwarded, with compliments, to the ~~Chief~~ Law Secretary to Government. for disposal

By Order,

Boralaraje 18/10/40

Private Secretary to the Dewan.

మ్యూనిసిపల్ ప్రజా ప్రతినిధి నియోజక వర్గ
డైరెక్టరుగారు దిల్ఖుష్ లో ఫ్రెష్ వర్క్ నందు ఫోన్ నెంబర్లు

ముఖ్యాంశాలు

ఈ నగర పంచాయితీ పరిధిలో ప్రజలందరికి తెలియజేయునది
చాటింపు చేయించునది ఏమనగా మ్యూనిసిపల్ ఎన్నికలలో
శరత్ ప్రజా నాయకులందరు ఎన్నికల్లో పోటీ చేయుటకు
లకై ఇవ్వవలసిన దరఖాస్తులు ఈ కార్యాలయంలో ఇవ్వవలసి
ఉన్నట్లు ఎన్నికలు ప్రశాంతంగా జరిగేటట్లు చూడవలసిన
చూడవలసిన నిబంధనలు ఇవ్వడం జరిగినది.

1) ఈ నోటిఫికేషన్ ఉద్యోగులందరూ ఎలాంటి దొంగరు ఎలాంటి
ఉద్యోగాలు చేయరాదు ప్రకటించడం జరిగినది

2) ఎవరైనా ఉద్యోగులు ఎన్నికల్లో పోటీ చేయదలచుకుంటే
(కంటెస్టు) చేయదలుచుకుంటే వారు వారి ఉద్యోగానికి
చేయవలసి ఉంటుంది ఈ నోటిఫికేషన్ లో

3) ఎలాంటి ఎన్నికల్లో ఓటు ఇవ్వడానికి ఎవరైనా ఓటర్లకు
ద ప్రజలకు గాని లంచం ఇవ్వడం గాని ఎవరైనా
దండించడం జరుగుతుంది

4) ఎలాంటి ఎన్నికల్లో ఓటు వేయడానికి ఎవరైనా
ఇవ్వకూడదు

5) నెంబరు నోటిఫికేషన్ ప్రకారం ఎన్నికలు జరిగే రోజు
ఎన్నికలు జరిగే ప్రదేశంలో ఎవరు 6 గంటల కాలము
బయటి వ్యక్తులు గాని ఎన్నికలు జరుగుతుంది

6) ఈ ప్రకటన వచ్చిన తరువాత ఎవరైనా ఓటర్లకు
రాజకీయ పార్టీలు ఎన్నికల్లో పోటీ చేయడానికి
రులు ఎవరికి ఎన్నికల్లో ఓటు వేయకూడదు

7) ఈ నోటిఫికేషన్ ను దాటి ఎవరైనా ఎన్నికల్లో
ఎన్నికల నుండి ఎలక్షన్ రద్దు చేయబడును

139 ఎలక్షన్ దారులు

తేదీ 17.10.1962

ఎన్నికల అధికారి

2485 ಫಸಲಿ
P

ಮಾನ್ಯ ಜಿಲ್ಲಾಧಿಕಾರಿಯವರಲ್ಲಿ ಮನವಿ ಸಲ್ಲಿಸುವ ಬಗ್ಗೆ

ಮಾನ್ಯರೇ,

ಜಿಲ್ಲಾ ಕಾರಾಗೃಹದಲ್ಲಿ R - A ವಿಭಾಗದಲ್ಲಿ ಇಟ್ಟಿರುವ ನಮ್ಮ ಮೇಲೆ ಹೊರಿಸಿರುವ ಮೊಕದ್ದಮೆಗಳ ವಿಚಾರಣೆಯು ದಿನಾಂಕ 16-10-40 ರಿಂದ ಪ್ರಾರಂಭವಾಗಿದ್ದು ಸದರಿ ವಿಚಾರಣೆಯು ಸೆಕ್ಷನ್ 144 ನಿಷೇಧಾಜ್ಞೆಯು ಜಾರಿಯಲ್ಲಿರುವ ದಿನಾಂಕ 19-10-40 ರವರೆಗೆ ಮುಂದುವರಿಯುವ ಸಂಭವವಿರುತ್ತದೆ.

ಸದರಿ ದಿನಾಂಕ 14 ನೇ ತಾರೀಖಿನಂದು ಮಿಷ್ಟರ್ ಜಿ. ಪಿ. ಪಿಳ್ಳೈ ರವರು ಸಾಕ್ಷಿಯಾಗಿ ಹಾಜರಾಗಿದ್ದರು. ಅವರು ಸಾಕ್ಷಿ ಹೇಳಿದ ನಂತರ ಅವರ ಮೇಲೆ ಪಾಟೀ ಸವಾಲು ಮಾಡಲು ಪ್ರಾರಂಭಿಸಿದಾಗ ಅವರು ಸಾಕ್ಷಿ ಹೇಳಿದ ಸಮಯದಲ್ಲಿ ಅವರು ಕೆಲವು ಸಂಗತಿಗಳನ್ನು ಮರೆತಿದ್ದರು. ಅವರು ಮರೆತಿದ್ದ ಸಂಗತಿಗಳನ್ನು ಅವರಿಗೆ ಜ್ಞಾಪಕ ಮಾಡಿಕೊಡಲು ಅವರ ಮುಂದೆ ಕೆಲವು ಕಾಗದ ಪತ್ರಗಳನ್ನು ಇಡಲಾಗಿತ್ತು. ಅವರು ಸಾಕ್ಷಿ ಹೇಳಿದ ಸಮಯದಲ್ಲಿ ಅವರು ಮರೆತಿದ್ದ ಸಂಗತಿಗಳನ್ನು ಜ್ಞಾಪಕ ಮಾಡಿಕೊಳ್ಳಲು ಅವರಿಗೆ ಅವಕಾಶ ಕೊಡಲಾಗಿತ್ತ

2572
P 640

JNNW 16/10

Suggestion by S.Ramappa, M.R.A., Srinivasapur to solve the difficulties in the operation of Money Lenders' Act.

.....

Several members represented that the present definition of "Money Lenderx " is not exhaustive and brought to notice several cases of persons who are actual money-lenders but who came under the purview of the above definition. It seems to me impossible to define this term quite precisely so as to cover all cases. I think this could be easily solved by fixing a certain maximum limit of amount say Rs.500/- or Rs.1000/- (whatever the amount may be) within which the act need not apply. Besides, the fees at present charged for affidavit, Registration and license are too high and the procedure followed Viz(first taking an affidavit, secondly getting the name registered and xlastly applying for a license) is also too cumbersome. Government never intended at the time of enforcing this Act to make a good revenue out of this Act and I respectfully suggest that a nominal amount of fee be uniformly levied in all these cases; or two scales of fees (not exceedingRs.5/- in any case) may be fixed according to the amount of business of money lending.

S Ramappa
16/10.

for Section Branch

2573
P 40

To The Dewan, President
Representative Assembly
Mysore

Protection Branch

Subject:— Money Lender Act

(4) ಕಳಿಸಿ ಸಾಲಿನಲ್ಲಿ ಪ್ರೌಢಶಾಲೆಯಲ್ಲಿ ಕನಿಷ್ಠ 100 ರೂ ಶಾಲಾಶುಲ್ಕ 1000 ರೂ ಶಾಲಾಶುಲ್ಕ ಮಾಡಿ, ಅಲ್ಲಿಂದಲೇ ಈ ಆದೇಶವನ್ನು ಜಾರಿಗೊಳಿಸಿ ಅವರಿಂದ ಅನುಸರಣಾ ವರದಿಯನ್ನು ಪಡೆಯಬೇಕು.

(5) ಅಲ್ಲಿಂದಲೇ ಈ ಆದೇಶವನ್ನು ಕಳಿಸಿ 6 ರೂ ಶುಲ್ಕ ಮಾಡಿರುವ ಸಂಬಂಧ ಸಾಕ್ಷ್ಯಗಳನ್ನು ತೆಗೆದುಕೊಳ್ಳಲು ತಿಳಿಸಿ ಹೆಚ್ಚುವರಿ ರೂ ಶಿಕ್ಷಣ ದಿನಾಂಕದಿಂದ ಸಂಗ್ರಹಿಸಿರುವುದಾಗಿ ಸಾಕ್ಷ್ಯಗಳನ್ನು ಪಡೆದು ಈ ಕಛೇರಿಯ ಆದೇಶದಂತೆ ಮೊತ್ತವನ್ನು ಹಿಂತಿರುಗಿಸಿರುವ ವರದಿಯನ್ನು ಪಡೆಯಬೇಕು ಮತ್ತು ಆದೇಶದಂತೆ ಸಂಗ್ರಹಿಸಿರುವ ರೂ ಅನ್ನು ಪಾಲಕರಿಗೆ ಹಿಂತಿರುಗಿಸಿರುವ ವರದಿಯನ್ನು ಪಡೆಯಬೇಕು.

(6) ಈ ಆದೇಶದಂತೆ ಶಿಕ್ಷಣ ಇಲಾಖೆಯವರು ಸಂಗ್ರಹಿಸಿರುವ ರೂ ಅನ್ನು ಪಾಲಕರಿಗೆ ಹಿಂತಿರುಗಿಸಲು ಸಾಧ್ಯವಾಗದಿದ್ದಲ್ಲಿ ಅಂತಹ ಮೊತ್ತದ $\frac{1}{4}$ of ಭಾಗವನ್ನು ಪಾಲಕರಿಗೆ ಹಿಂತಿರುಗಿಸಲು ಕ್ರಮ ಕೈಗೊಳ್ಳಬೇಕು.

Bhaskar Kulkarni

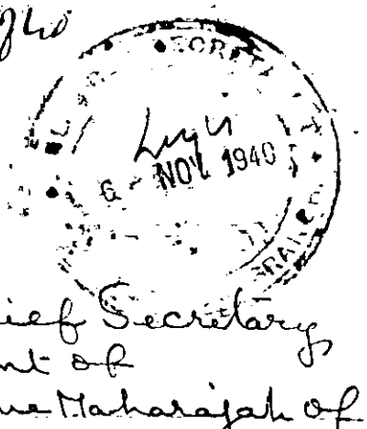
19/10/20

R.A. Member.

Saraipur

Chhattisgarh

2783/40



To.

The Honourable Chief Secretary
To The Government of
His Highness The Maharajah of
Mysore - Bangalore.

Respected Sir;

Re:- Mysore Money Lenders Act:- Aplicable to persons living Outside Mysore province - Having their Some Debtors in Mysore province

In this Act it is provided that even the outside Mysore province people who have got transactions in Mysore State, should also take Licence. One of the Column of the aplication requires that the principal place of business should be given. But the Registering officers persists that unless the principle place of business is given Some place within Mysore State, Certificate Could not be issued.

Strictly Speaking the phrase "principle place of business" means, The place where he has got Head office or his headquarters. We have no princi[pal] place of business in Mysore State. So our principle pl[ace] of business is our village (Amarapuram. Madakasira Tq. Anantapur Distt). As we live in the boundry of Mysore State, we will have debtors in Some villages of Mysore State. But Such villages in which we will have one or two persons Can never be called as principle place of business.

As the Registrar of Money Lenders insists us to Show our principle place within Mysore, it Construes that we are outside Mysore people and not take licence.

we therefore most respectfully beg to bring to your kind notice that (1) either we should be exempted from taking Licence 2) or to instruct the Registrar of Company, Under Madhurajiri to allow us to put Amarapuram as our principle place of business.

we are request that our urgent order may kindly be granted to us.

Amarapuram
Madakasira T.V.
Via) Hindupur

we the Humble people

No. P 5763 Leg 25-40-4 & 14.5.41

NOTIFICATION.

In exercise of the powers conferred by section 24 of the Mysore Money Lenders Act, 1939, the Government of His Highness the Maharaja are pleased to make the following further amendments to the Mysore Moneylenders Rules, 1940, namely.-

1. For rules 26 and 27 of the said Rules, the following rules shall be substituted,-

"26. Subject to the provisions of rules 27 ~~and 27A~~, every moneylender shall keep his accounts in Form VII or Form VIIA of the Schedule, as the case may be, in bound books, the pages being stitched and bound together and not being detachable. ~~The pages should be machine numbered consecutively.~~ Separate books should be maintained for Form VII and Form VIIA.

27(a) Every moneylender shall, in respect of each independent loan maintain his accounts in Form VII of the Schedule.

~~27B~~(b) Where such loan consists of several advances made on different occasions, a moneylender shall maintain his accounts in Form VIIA of the Schedule:

2. In the Schedule to the Rules, the Form annexed hereto shall be added after Form VII, as Form VIIA.

By Order,

H. 2/9/5/41

HKR 8541

Secretary to Government,
Law Department.

To--The Compiler, Mysore Gazette, for publication in Part IV and sending 100 spare copies very early.

No. P 5763 & 14.5.41

Copy to
2. Registration & information.

HKR

FORM VII b.
(See Rule 26).

FORM OF ACCOUNTS OF A MONEYLENDER
(TO BE MAINTAINED UNDER SECTION 9 OF THE MYSORE MONEYLENDERS ACT, 1939).

ACCOUNT OF.....(Name of debtor).....son of..... Caste.....Residence.....
Name and address of owner of article pawned..... (In the case of pawnbrokers and where the pawner is not the owner of the article pawned).

Full and detailed description of article or each of articles pawned..... (Only in the case of pawnbrokers).
Opening Balance..... (As on the date of the 31st December of the last preceding year or on the date of
Principal..... the last statement of account if any, whichever is the later).
Interest.....

Dr. Cr.

Date		Particulars of advance in figures	Rate of interest.	Amount of interest charged.	Date	Particulars of repayment in figures.	Appropriation.	
of transaction	of entry						Principal	Interest

Principal..... Interest..... *Balance outstanding on the 31st December.....

Add opening Balance as above ....

Total_____

Signature of Creditor.

*Where a statement of account is furnished to the debtor under Section 11 (1) of the Act, the account should be closed and the balance struck as on that date.

HKR

54

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General & Revenue Secretariat,

No: P 5763
Leg' 25-40-4

Dated, Bangalore, 14th May 1941.

NOTIFICATION.

In exercise of the powers conferred by section 24 of the Mysore Money Lenders Act, 1939, the Government of His Highness the Maharaja are pleased to make the following further amendments to the Mysore Moneylenders Rules, 1940, namely,-

1. For rules 26 and 27 of the said Rules, the following rules shall be substituted:-

"26. Subject to the provisions of rule 27, every moneylender shall keep his accounts in Form VII or Form VIIA of the Schedule, as the case may be, in bound books, the pages being stitched and bound together and not being detachable. Separate books should be maintained for Form VII and Form VIIA.

27 (a) Every moneylender shall, in respect of each independent loan maintain his accounts in Form VII of the Schedule.

(b) Where such loan consists of several advances made on different occasions, a moneylender shall maintain his accounts in Form VIIA of the Schedule.

2. In the schedule to the Rules, the Form annexed hereto shall be added after Form VII, as Form VIIA.

By Order.

B K Ramakrishnaiya

Secretary to Government,
Law Department.

To--The Compiler, Mysore Gazette, for publication in Part IV and sending 100 spare copies very early.

FORM VII A.
(See Rule 20).

FORM OF ACCOUNT TO BE MAINTAINED
(TO BE MAINTAINED UNDER SECTION 9 OF THE KERALA MONEYLENDING ACT, 1939).

ACCOUNT Of.....(Name of debtor).....son of..... Caste.....Residence.....
Name and address of owner of article pawned..... (In the case of pawnbrokers and where the pawner is not the owner of the article pawned).

Full and detailed description of article or each of articles pawned..... (Only in the case of pawnbrokers).
Opening Balance..... (As on the date of the 31st December of the last preceding year or on the date
Principal..... of the last statement of account if any, whichever is the later).
Interest.....

Dr. Cr.

Date of transaction	Date of entry	Particulars of advance in figures.	Rate of interest.	Amount of interest charged.	Date	Particulars of repayment in figures.	Appropriation. Principal	Appropriation. Interest

Principal.....
Add opening Balance as above. .....
Total _____

Interest.....
.....
_____

*Balance outstanding on the 31st December.....
.....

Signature of Creditor.

*Where a statement of account is furnished to the debtor under Sec.11(1) of the Act, the account should be closed and the balance struck as on that date.

MR/10.

NOTIFICATION.

In exercise of the powers conferred by section 24 of the Mysore Moneylenders Act,1939, the Government of His Highness the Maharaja are pleased to make the following further amendments to the Mysore Moneylenders Rules,1940, namely:-

1. For rule s 26 and 27 of the said Rules, the following rules shall be substituted,-

"26. Subject to the provisions of rules 27A, 27B and 27C, every moneylender shall keep his accounts in Form VII or Form VIIA of the Schedule, as the case may be, in bound books, the pages being stitched and bound together and not being detachable. The pages should be ~~consecutively~~ machine numbered. Consecutively Separate books should be maintained for Form VII and Form VIIA.

27A. Every moneylender shall, in respect of each independent ~~advances~~ loan of ~~a certain sum of money made at any one time,~~ maintain his accounts in Form VII of the Schedule.

27B. Where such loan ~~the advance is not a certain sum of money advanced at one time~~, ~~but~~ consists of several advances made on different occasions, a moneylender shall maintain ~~may keep~~ his accounts ~~in respect of such advances~~ in Form VIIA of the Schedule:

Provided that a separate account is maintained in respect of each debtor and in respect of each ~~xx~~ such set of advances:

Provided further that repayments towards - principal or interest are indicated separately as being towards principal or interest, as the case may be:

Provided further that at no time during the continuance of the advances is any interest due or any part of the interest due added to the ~~principal~~ principal in the account.

27C. A pawnbroker shall in all cases maintain his accounts only in Form VII of the Schedule."

2. In the Schedule to the Rules, the Form annexed hereto shall be added after Form VII, xxxx as Form VIIA.

By Order,

Secretary to Government
Law Department.

To,

The Compiler, Mysore Gazette for publication in Part IV and sending 100 spare copies very early.

FORM VIIA.
(See rules 26 and 27B.)

FORM OF ACCOUNTS OF A MONEYLENDER.
(To be maintained under section 9 of tne Mysore Moneylenders Act,1939.)

Account of.....(Name of debtor).... son of..... . Caste..... Residence.....

Dr.					Cr.			
Date.		Particulars of advance, in figures.	Rate of interest	Amount of interest charged,	Date.	Particulars of repayment in figures.	appropriation.	
of transaction.	of entry.						principal.	Interest.
			Principal.			Interest.		Ttoal.

*Balance on 31st December ...
.....
.....

* Balance on .....
.....

* The balance on the 31st December of every year where there is any balance and on the dates when a statement of account is furnished under section 11 (1) of the Act shouldbe indicated in these columns, showing the principal and interest separately.

26. Subject to the provisions of rule 27A and 27C ~~and~~ 27B, every moneylender shall keep his accounts in Form VII or Form VIIA of the Schedule as the case may be, in bound books, the pages being stitched and bound together and not being detachable. The pages should also be consecutively numbered. Separate books shall be maintained for FormVII and Form VIIA.

27A. Every moneylender shall, inrespect of advances of a certain sum of money made at any one time, keep his accounts in Form VII of the Schedule.

27B. Where the advance is not a certain sum of money advanced at one time but consists of sevral advances made on different occasions, a moneylender may keep his accounts in respect of such advances in Form VI A of the Schedule:

Provided that a separatw account is maintaine in respect of each debtor and in respect of each such set of advances:

Provided further that repayments towards principal or interest are indicated separately as being towards principal or interest, as the case may be;

Provided further that at no time during the continuance of the advances is any interest due or any part of the interest due added to the principal in the account.

27C. A pawnbroker shall in all cases maintain his accounts only in Form VII of the Schedule.

FORM VIIA.
(see rules 26 and 27B.)

FORM OF ACCOUNTS OF A MONEYLENDER.

(To be maintained under section 9 of the Mysore Moneylenders Act,1939.)

Account of ....(Name of debtor).... son of..... Caste..... Resicence.....

Opening balance.....
Principal.....
Interest.....

(As on the 31st December of the last preceding year or on the date of the last statement of accounts, if any, whichever if the later.)

Date.		Particulars of advance in figures.	Rate of interest.	Amount of interest charged.	Date.	Particulars of repayment in figures.	Appropriation.	
of transaction.	of entry.						principal.	Interest.

Principal..... Interest.....

*Balance outstanding on the 31st December.....

Add opening balance as above. ....

Total. ....

Signature of creditor.

*Where a statement of account is furnished to the debtor under section 11 (1) of the Act, the account should be closed and the balance struck as on that date.